

The Holt County Sentinel

43RD YEAR.

OREGON, MISSOURI, FRIDAY, MAY 8, 1908.

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THEY GRIND EXCEEDING FINE

Circuit Court Grinding out a Good Number of Cases. An Adjournment Likely on Saturday.

Our circuit court is now in its second week, and a goodly number of cases have been disposed of. Court will very likely come to an adjournment Saturday. The more important cases thus far disposed of were the following:

The case of Fisher, & Pendergast, vs. James Crozer, is a suit for a balance of wages claimed to be due the plaintiff, partly for team work at \$3.50 per day on certain work near Forest City, and partly for \$50.50 that they allege one Al Dean owed them, and that the defendant assumed. The whole amount claimed is \$87.25. The defense is a general denial. The case has been tried once, May 2, 1907, and a verdict rendered for \$60. The case on being called was continued by agreement.

The second case called was that of Patrick Fitzmaurice vs. Timothy Fitzmaurice. It arose out of the question of whether or not "all taxes," includes taxes for these drainage districts that during the last few years have been organized in different parts of Holt county. The case was not tried, but has been continued by agreement.

Charles J. Bruntmyer vs. Squaw Creek Drainage District No. 1. There are three other similar cases, brought by John A. Carson, R. H. Lunsford and Gilbert Murry. It is a suit for damages claimed to have been done to the property of the plaintiffs because of some disadvantageous manner in which the same affected their lands and crops. The case was called but continued to grant plaintiff time to amend his petition, the Court holding that both owner and tenant of the land, must be parties to the suit.

The case of James A. Vandeventer vs. Bank of Mound City. This case as we understand it, arose at Mound City, over certain money left with the Bank of Mound City, to pay for fruit that was being shipped from there. The bank had no interest in the controversy whatever, but just wanted to be released whenever the money was paid out. The plaintiff took a non-suit, which leaves him in statu quo—to bring a new suit without prejudice. He was held for the costs.

Jonas Watson and others vs. Geo. Watson, and others. This is a suit to set aside the will of their mother, Mrs. Margaret Carder. Mrs. Carder resided in Oregon and near Oregon for many years, and left a good farm near Oregon, besides other property to her children, by will. The plaintiffs were dissatisfied with the will, claiming that she was not in her proper mind at the time of making the will. Mrs. Carder died April 19, 1907. The jury gave a verdict for the defendant, thus sustaining the will.

The Creamery Package Manufacturing Company vs. C. M. Wickiser. This was a suit for \$710.41, claimed to be due from the defendant who resides at Craig, for certain supplies, egg cases, etc., sold to him. The case was dismissed at defendant's costs.

James H. and Mary E. Meador, vs. J. H. Riffe, was a suit for \$30.00 brought from a Craig justice court on appeal. Plaintiffs alleged that the defendant represented himself as agent for C. M. Willis, had and held certain notes, executed by Haley B. Williams; that the real ownership was in Willis; that the notes were secured by a deed of trust executed by the plaintiffs; that the money to redeem said notes was in the hands of Edwin A. Welty, awaiting the surrender and cancellation of the deed of trust. That the defendant demanded as a precedent to the release of the trust deed, \$25 as an attorney fee, and that being without the use of the money which they borrowed, damaged plaintiffs \$5.00, making in all \$30.00. The appeal was dismissed for want of notice of appeal.

Albert Wells, vs. Ed Thierman, et al. This is a suit on a note of \$1,000; credits for \$500 and \$310 having been made. It is an appeal case from a justice court, there having been a verdict below for \$246.25. The case was continued for want of service of notice of appeal.

F. B. Strickler brought suit against the C. B. & Q. Railroad Company. He claims he delivered to the company 56 head of cattle, to be shipped from Kansas City to Napier, and that by reason of negligence on the part of the company, two of the cattle died and the others were greatly injured; he asks \$425 damages. The defendant filed notice to require plaintiff to be more specific.

Mary A. Jackson, thought she would like to be divorced from her spouse, G. A. Jackson, but on the case being called, she changed her mind and dismissed her suit.

Merchants' Bank of St. Joseph, against John F. Miller. This is a suit for \$1,040, and interest. J. S. Donnel is the original payee, but it shows an assignment to the St. Joseph bank, which brings the suit. On payment of \$1110.50 being made, the plaintiff dismissed the suit.

W. F. Davis, vs. John F. Foster. This was a suit brought by attachment. It seems that Mr. Foster had been renting the 160 acres of land in the bottom near Curzon for many years, from its owner, a Mr. Kraemer, of Nodaway county. Part of the time they had a written contract and part of the time not. Last summer some time, Mr. Davis bought the land, and not being able to get a satisfactory settlement with Mr. Foster as to the rent, he attached the crop. The case went to a jury who gave the plaintiff judgment for \$190.

J. H. Huffstutter, vs. Charles Thuman and others. This is a suit founded on a claim that plaintiff at the request of defendants, gave his check on the People's Bank of Corning to one C. H. Anderson, for the sum of \$25.00, which was paid August 30, 1902; that afterward there was \$500.00 this sum paid back, but the balance and the interest remain due and unpaid. The case was tried before a justice of the peace and a verdict for \$25.50 rendered for the plaintiff, from which the defendants appealed to the circuit court. The case was heard Monday and the verdict was for the defendant.

The suit of Silas Allen, against the City of Oregon, for \$10,000 damages, for the death of his wife last fall by an electric light wire was called Monday. This unfortunate occurrence is too fresh in the minds of our people to require further explanation. The case was brought to a close by a judgment in favor of the plaintiff in the sum of \$1,500, by agreement.

Arthur O. Mark vs. C. B. & Q. Railroad Company, is a suit alleging that defendant caused the burning of plaintiff's light plant and mill at Maitland June 27th, 1907. The amount of damages claimed is \$11,832. The case was continued for want of service.

John I. Reed was freed from the matrimonial bonds to his wife, Ella, whom he charged had an uncontrollable temper, being granted a decree of divorce.

Ralph Gregory and others vs. Edward and Lot Brown. This is a suit against the residuary legatees in the will of the late E. A. Brown, of Bigelow. The Browns sold a large ranch near Bigelow to pay out the debts and specific legacies of the estate, and the Gregories, who live near Craig, claim a commission on this sale, which the Browns deny. The plaintiffs were granted leave to amend their petition.

W. S. Waggoner vs. Mrs. M. E. Noe. The plaintiff rented lands from defendant, near Forbes, and was to haul her part of the crop to town at four cents per bushel. In settling the plaintiff sued for the price of the hauling, and Mrs. Noe defended on the ground that she had not, as she claimed received all her rights in the premises under the contract between them. The case comes on appeal from the justice court, and was continued for want of notice of appeal.

Agnes Small vs. C. B. & Q. Railroad Company. This is a suit for \$10,000 damages, brought by the plaintiff for the killing of her husband, Isaac E. Small, a freight brakeman, who was killed at Forest City, February 24, 1906, on his run from Wyomere, Nebraska, to St. Joseph. Small in attempting to get on his train, stepped on a broken board in the platform. It is claimed, which caused him to miss his footing on the ladder of the car, and was thrown under the train and was so mangled that he lived only for a few hours.

The case of the incorporation of Little Tarkio Drainage District No. 1, was dismissed because of want of authority of E. T. Davis, as receiver of the Bank of Commerce of St. Joseph to sign the articles of association as a petitioner. The petitioners sought to organize another lot of bottom land, south of Craig, into a drainage district.

William C. Andes vs. C. B. & Q. Railroad. This is a suit for damages brought by Mr. Andes who resides near Mound City, and is for injuries received by him at the Mound City depot last fall, when in the act of boarding a freight train to accompany two car loads of stock to Chicago. It will be remembered that Mr. Andes lost an arm by the accident and had a close call for his life. He asks \$25,000 damages. The case on being called was removed to the United States district court, St. Joseph division.

Edna May Glick, by her next friend, Geo. W. Glick vs. John Keever. This is a suit that arises from a condition that but a few years ago was unknown. Now, however, such cases in different forms in many places are frequent. That is it arises out of the use of an automobile. The plaintiff being a minor alleges that in June, 1906, she and a companion were riding in a one-seated buggy, drawn by one horse, upon a highway in Holt county, and that the defendant, coming from an opposite direction, riding in and operating an automobile, in such a careless manner, that she was unable to control her horse, and causing it to run away, throwing her out of the buggy, bruising and wounding her, some of the wounds being of a permanent nature. She asks \$10,000 damages. The case was continued at cost of plaintiff.

The suit for divorce of Edith M. Beavers vs. Ellis R. Beavers, was continued for want of service.

C. D. Butterfield had two cases against the Gossett brothers of Forbes; one in nature of damages and the other unlawful detainer. Both cases were sent to Platte county on change of venue.

The case of John A. Ridge vs. Elmer Johnson, was set for trial Wednesday, which brought a large number of witnesses from Maitland and vicinity. It is a damage suit for alienation of wife's affection. Judge Perry, of Albany, was here to try the case, but owing to the illness of B. R. Martin, it was continued to Monday, June 8th.

Court will likely adjourn Saturday, and we will continue our report to next week.

HE TAKES A COLD BATH.

John Kezer, formerly of Craig, Attempts Suicide, But Changes His Mind.

John Kezer, who formerly lived at Craig, a plasterer, about 35 years of age, attempted suicide about 7 o'clock Saturday morning, May 2nd, by jumping into the river a short distance above the Francis Street, St. Joseph depot.

The attempt followed a prolonged spree and a night spent in wandering about the streets and railroad yards. However, the shock of the icy bath cleared Kezer's brain, and he at once lost all desire to die.

By the time the man had recovered his senses, the current had swept him far out toward the Kansas shore. Kezer began to swim and tried to head to Missouri, but the current was too swift and he was carried rapidly down stream. Laborers on their way to work saw his plight and a number of them started in a boat to the rescue. Kezer, who was fast becoming weaker, with rare presence of mind, turned on his back to float. He was almost exhausted when pulled into the boat and brought ashore.

Kezer was taken to central police station and locked up. He was provided with dry clothing, while his soaked garments were hung up to dry. Dr. E. S. Ballard, who was called, gave him a few drinks of whisky to start his blood circulating.

Charley Adkins, who was in St. Joseph, was at the station, and saw Kezer when taken from the river and recognized him at once. Charley says he does not think it was whisky as much as a weak mental condition, bordering on dementia, that characterizes the family. Kezer, only a few months ago, did some work for him. Kezer gave his name to the police as Michael J. Kane.

The Tie That Binds.

The following marriage licenses were issued during the month of April, by Recorder Speer.

Catron Roy, of St. Joseph, and Colona Goldberry, of Craig, April 19th, by Rev. R. Bruce West.

Hoffmann Oscar F., of Oregon, and Josephine Becker, of St. Louis, Mo. April 22, by Rev. E. F. Boehlinger.

Lamb Chas. E., of Alameta, California, and Stella Williams, of Forest City, April 14, by Rev. W. H. Hardman.

Munkers Roy and Effie May Totten, of Mound City, April 12, by Rev. John Gillies.

Taylor Cassius A. and Bertha Butler, of Craig, April 26, by Z. T. Randall, justice of the peace.

Wright Everett J. and May Ashworth, of Maitland, April 12, Rev. J. Jay Cokley.

Presbyterians to Meet.

By far the most important religious convention ever held in this part of the country, will begin in Kansas City, May 21st, when the 120th general assembly of the Presbyterian church of the United States will convene in convention hall and be in session until June 1st.

This general convocation of the Presbyterians will be the annual meeting of the church, and the second reunion assembly since the consolidation of the Presbyterian and Cumberland Presbyterian churches. The consolidated churches now have 1,250,000 members.

The general assembly is a representative body, composed of 800 regularly elected commissioners, besides secretaries of boards, foreign missionaries, college presidents and other members of the Presbyterian church. Many ministers and business men from all over the United States are expected to attend the assembly. One-half of the delegates to the assembly will be laymen. Presbyteries all over the country are now electing their commissioners.

N. F. Murray, of this city, will be one of the delegates from this, St. Joseph Presbytery, and he is arranging to attend.

High School Scholarships.

The Oregon School Board, has offered three Scholarships to the graduates from the rural schools in Holt county, and the pupil who makes the highest grade in the county will receive a scholarship. An additional scholarship will also be given to the pupil making the highest grade in each of the judicial districts of the county, and the pupil making the highest grade in the county will not be considered in making the selection from the judicial districts, because this person will be entitled to the scholarship first named.

C. D. Zook and family, and Mrs. Mary Curry went to Mound City on Saturday to visit Henry Thomas and family, Emmet Thomas and family and other relatives. While there they attended the christening of Bruce Henry Thomas, which took place on Sunday morning in the Presbyterian church.

Jack Frost's Visits.

The fall of snow at Cheyenne Sunday night, May 3d, was the heaviest since last November. About ten inches fell and the precipitation was general throughout the state. Snow fell for half an hour in St. Joseph on the 29th, and trace of snow was here on the 27th. Heavy snow fell at Arkansas points on the 29th ult. The frosts of April 29th and 30th, did much damage to fruit, throughout Kansas, Nebraska, and Colorado, and in this section of Missouri—especially the smaller fruits, cherries, strawberries, pears and plums. John Id-n, of the Big Lake district, reports that he is of the opinion that his peach crop has been killed completely. The injury that has been done is more general in the low lands than in the hill portions. While the rain which has fallen in the first part of the week, has been generally beneficial to all crops, it has probably helped to complete the damage done to the fruit by the recent frosts. The rainfall here Sunday night and Monday, was 1.26 inches, and Tuesday .17 of an inch. To just what extent the apple and peach crop has been damaged cannot be ascertained until warm weather, when all that has been seriously hurt will drop off the trees.

Monday tornadoes did much damage to Springfield, Missouri, property, and also to various places in Oklahoma. No lives lost, but much property destroyed.

The World Moves.

The New York Methodist conference has just taken a step that will probably result in a great deal of discussion. It has voted to take the ban off amusements of all kinds, including dancing, card playing and attending theaters. The conference thinks that amusements should be matters of conscience.

There are two sides to the question. The side maintained by the Methodist church for many years, has been supported by the conviction that church members engaging in amusements would subject themselves to temptations that would ultimately prevent them from living strictly up to the doctrines of the church. The other side advocated more recently, is that church members by participating in amusements, elevate their moral tone to the advantage not only of themselves but of the public in general. It seems that the more recent views on the subject have carried the day, since the vote of the conference was practically unanimous.

After all, the step taken may prove a wise one. By it the church places itself in a position to extend its influence. The object of christianity is to do good and the more opportunity, possibly the more good.

Japan Seems to Be Hard Up.

The French financiers who have loaned a good deal of money in Japan report that country as being in a condition that is verging on bustedness. If the Frenchmen knew what they are talking about the Japs are certainly up against the real thing. But then these Frenchmen haven't talked with Captain Richard Hobson, member of congress, late of the United States navy and Chautauqua lecture course. Hobson could tell them that Japan is simply lousy with money; has hundreds of millions of yens in the national treasury gathered up for the purpose of paying for ammunition with which to fight the United States.

Captain Hobson could also tell these French financiers that the Japs are going right on building eight or ten ships of the Dreadnaught type in addition to a few dozen cruisers and torpedo boats. There are quite a lot of things that these financiers could find out if they would only take the trouble to consult Hobson.

Cap. has a lot of inside information about Japan that nobody else on earth has been able to obtain. All other authorities so far as we have read them are unanimous in the opinion that Japan is poor. Cap. Hobson has discovered that the Mikado has money to throw at the birds. Other authorities are unanimous in the opinion that all the increase there has been recently in the Japanese navy is made up of the old Russian ships that the Japs captured and repaired. All the other authorities are of the opinion that the Japs have just all the trouble on their hands right now that they can take care of. Cap. Hobson knows that they are just homing for a fight with the United States especially, and possibly incidentally they would like to take on Germany and France and during a slight lull in the proceedings they might also whip Russia again just for the sake of keeping busy.

There are lots of things that Cap. Hobson knows which he is going to tell about to the various Chautauqua associations at the rate of about \$200 per tell.

—Chad McKnight and wife, of Anadarko, Oklahoma, are visiting at the home of Mrs. McKnight's sister, Mrs. Dr. Proud.

Death of Dr. John R. Minton.

Dr. Minton is dead. We are pained to announce the demise of this splendid gentleman and fellow citizen. He was of a radiant and cheerful disposition, and it is indeed sad to us to realize that we shall never meet him upon this side of Time's great eternity again.

John Robert Minton was born in Holt county, Missouri, at the old homestead of his father, Henry Minton, who died in March, 1902, in now Minton township, near the Idlewild school house, April 30, 1860, and was therefore at the time of his death, which occurred in St. Joseph, Sunday last, May 3, 1908, but a few days past his 48th birthday.

He was in vigorous health up to about four weeks ago when he was attacked with that dread disease, appendicitis. He resisted the symptoms for several days, but finally was compelled to go to St. Joseph for an operation. The operation, it seems, had been delayed too long, and supuration had already taken place within. To this fact his death is now attributed. It seems that the poisonous matter from the supuration had permeated his entire abdominal cavity, causing abscesses to appear. Within a few days another opening was necessary, in order to relieve the accumulations, and later still another operation had to be performed, and as the days and weeks went by, he became weaker and weaker, until death ensued, and relieved his suffering.

Dr. Minton was the fourth child of Henry Minton and Lucretia Boyd-Jeffries, who were married in Holt county in 1852. The deceased was twice married; his first wife being Ora, daughter of Elias Penny and wife of that neighborhood;—his children by this marriage are Mrs. George Groves, and son Roy, who survive. His second wife Julia, daughter of Judge A. W. VanCamp and wife, who with two children, Nellie and Henry, survive.

His aged mother survives him, and still resides on the old homestead; and his brother and sisters, as follows also survive: Dr. Joseph L.; Dr. Isaac M.; George H. and David H., all of near Fortescue; Mrs. Philip Davis, of Mound City; William E., of Kansas City, and Mrs. Walter Canon, of El Paso, Texas.

The deceased was a member of the Masons, Odd Fellows, Knights of Pythias and Woodmen. The funeral was held Monday of this week, and was in charge of Forest City Masonic lodge, his parent lodge, the interment being in the Mt. Hope cemetery, of Mound City.

Holt county has lost a progressive and valuable citizen in the death of Dr. Minton, and THE SENTINEL extends its sympathy.

—We are glad to learn that Uncle John Kaltenbach, who has been quite sick the past week, is some better.

—The case of Sam Kahn vs. Jas. Bunker, in a suit for unlawful detainer, was set for trial before Esquire King here on Saturday last, but a change of venue was taken to Esquire Glass' court, at Bigelow, and will be heard tomorrow, Saturday.

The County Seat Question.

The Mound City papers keep pounding away on the county seat question, but do not seem inclined to give other papers the privilege of expressing their opinions. The Mound City News of last week insinuates that the Craig Leader has no right to discuss the subject because its owner lives at Fairfax. The News should remember that a newspaper is not always a mouler of public sentiment, but a reflector of it. It must be, because if it should run counter to the prevailing sentiment it could not exist.

The Leader is very probably voicing the sentiment of the people of Craig and vicinity, and those people certainly have the right to be heard.

It is not the business men of the town in the northern end of the county entirely who are opposed to the removal. There are a great many farmers, too, who do not desire it. Those who own farms near Craig, Corning and Maitland know that the value of their land depends more on the prosperity of those towns than upon that of Mound City. The crippling of those towns means that the land within their territory will decrease in value.

It is for this reason, aside from the cost of the new building that the farmers outside the immediate territory of Mound City are making up their minds to leave the county seat where it is.

The question of costs is a separate proposition. The Mound City people say they will put up enough money to erect the building, but it is our understanding that the law, as it is interpreted by the courts, forbids the donation of anything except the land upon which it is built. —Maitland Herald, April 21.

—The Mound City News says: "It is an old saying that if it rains on Easter Sunday it will rain for seven Sundays in succession. Whether that be so or not is a question; the other side ought to be just as correct." Since 1846 it has rained but 11 Easter Sundays, and never were they followed by seven Sundays of rain. In 1858 we had rain for seven consecutive days, beginning April 1 to 7th, and Easter that year fell on the 4th. In 1868 we had rain on April 1, 3, 4, 5 and 7, but Easter did not come until the 12th. In 1876 it rained April 1, 2, 3, 4 and 7th, but Easter came on the 16th. In 1877 it rained Easter April 1, and the following day. In 1890 it rained April 1, 2, 6, 7—Easter came on the 6th. It rained here on the following Easters: April 4, 1858; April 8, 1860; March 27, 1864; April 9, 1871; April 1, 1877; April 21, 1878; April 6, 1890; April 5, 1896; April 15, 1900; March 30, 1902; April 12, 1903.

—That the farmers of this vicinity may know that their products get outside of the county, we assure them that they do, as the following will prove: Bert Lynch, who is employed by B. W. Smallwood as clerk, while packing some eggs, placed his name on one "just for luck." This was in the early part of April, and in about two weeks he received a post card as follows: "I ate your egg Bert.—E. B. Holton, Newark, N. J.; 36, Liberty street."